## **CERTIFICATE OF SERVICE**

I, Allison Penn, Assistant United States Attorney for the Southern District of New York, hereby certify that on July 19, 2007, I caused a copy of the foregoing Notice of Motion, Memorandum of Law in Support of Defendants' Motion to Dismiss, Declaration of Stacey L. Malott, Declaration of Larry Joseph Brinkman, and Declaration of Allison D. Penn, with attached exhibits, to be served by Federal Express mail, upon the following:

Sherri L. Plotkin, Esq. Barton, Barton & Plotkin, LLP Attorneys for Plaintiff 420 Lexington Avenue New York, N.Y. 10170

Michael J. Gudzy, Esq. Wilson, Elser, Moskowitz, Edelman & Dicker, LLP Attorneys for Defendants Sterling Medical Associates, Leonard Fronton, D.O. and Steven Fine, M.D. 150 East 42<sup>nd</sup> Street New York, N.Y. 10017-5639

Dated: New York, New York July 19, 2007

> ALLISON D. PENN (AP-3787) Assistant United States Attorney